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4 USA,  
5 Plaintiffs,  
6 v.  
7 JOHN CHING EN LEE,  
8 Defendants.  
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10 Case No. 15-cr-00541-SI-1 (SI)  
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13 **ORDER FOR PRETRIAL  
14 PREPARATION (CRIMINAL)**

15 Good cause appearing, **IT IS HEREBY ORDERED** that:

16 **TRIAL DATE:** On June 28, 2016 at 8:30 a.m., Courtroom 1, 17th floor, and will be before the  
17 JURY.

18 **TRIAL LENGTH** is estimated to be 3 days.

19 **MOTIONS IN LIMINE:**

20 Any party wishing to have motions in limine heard prior to the commencement of trial  
21 must file and serve same no later than five court days prior to the date set for the Pretrial  
22 Conference. Any party opposing such a motion in limine shall file and serve its opposition papers  
23 no later than two court days prior to the Pretrial Conference (with personal service directly on  
24 chambers). No reply papers will be considered, and the motions will be heard at the Pretrial  
25 Conference or at such other time as the Court may direct.

26 **PRETRIAL CONFERENCE:** A Pretrial Conference **SHALL** be held at 3:30 p.m. on  
27 June 14, 2016, in Courtroom 10. Not less than three days before the Pretrial Conference, counsel  
for the government **SHALL**:

28 (1) Serve and file a trial memorandum briefly stating the legal bases for the charges  
and the anticipated evidence, and addressing any evidentiary, procedural or other anticipated legal  
issues;

(2) Serve and file a list of all witnesses who may be called, together with a brief  
summary of the testimony of each;

1                             (3)     Serve and file proposed jury instructions on all substantive issues and on any  
2 procedural issue not adequately covered by the Court's standard instructions (which are published  
3 in the Ninth Circuit Manual of Model Jury Instructions). Counsel shall deliver to the Courtroom  
Deputy a copy of their proposed jury instructions on a CD/DVD in Microsoft Word format;

4                             (4)     Serve and lodge a proposed form of verdict and proposed questions for jury voir  
dire; and,

5                             (5)     Serve and file exhibit lists; and serve copies of all marked exhibits on all parties.  
6 Each item **SHALL** be premarked; generally, the government **SHALL** use numbers, the defendant,  
7 letters. The exhibits **SHOULD NOT** be filed with the Court, only the exhibit lists must be filed  
with the Court. However, counsel shall lodge with the Court two copies of the exhibits in binders  
8 the Friday before trial, for the Court's use and witnesses use during trial. The original exhibits  
admitted by the Court shall be collected by the Court during trial.

9                             Not less than **three days** before the Pretrial Conference, defense counsel **SHALL** comply  
10 with subparagraphs (3) and (4) above, and, to the extent consistent with the defendant's right to an  
effective defense, with subparagraphs (1), (2) and (5) above.

11                           Counsel **SHALL** confer in advance and be prepared to discuss with the Court any  
12 anticipated evidentiary objections and any means for shortening and simplifying the trial (e.g., by  
13 stipulating to such matters as chain of custody, nature of substances, use of the mails, etc.).

14                           Counsel should submit an agreed upon set of additional requested voir dire questions to be  
15 posed by the Court. Any voir dire questions on which counsel cannot agree shall be submitted  
separately. Voir dire by counsel will not be permitted absent leave of Court.

16                           **MOTIONS:** All motions **SHALL** be heard on 5/13/16 at 11:00 a.m. in Courtroom 10, and  
17 **SHALL** comply with Crim. L.R. 47-2. Before filing any motion, counsel for defendant and for  
18 the government **SHALL** confer concerning any matter covered by Crim. L.R. 17.1-1(b), relevant  
to the case, in particular, subparagraphs (1) - (3).

19                           The party filing any motion or other paper in this case shall show on the first page beneath  
20 the file number which, if any, of the exclusions under 18 U.S.C. § 3161 may be applicable to the  
21 action sought or opposed by the motion or other paper, and his or her calculation of the amount of  
excludable time to the hearing date.

22                           The party filing an opposition or other paper shall also show on the first page beneath the  
file number which, if any, of the exclusions under 18 U.S.C. § 3161 may be applicable to the  
action sought or opposed by the motion or other paper, and his or her calculation of the amount of  
excludable time to the hearing date. Crim. L.R. 47-2 (c)

23                           **COPIES:** Each document filed or lodged with the Court must be accompanied by a **three-hole**  
24 **punched** copy for use in the Judge's chambers. In addition, one copy of the witness and exhibit  
lists should be furnished to the court reporter.

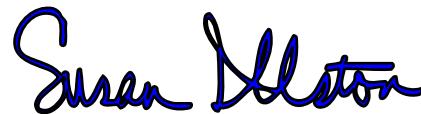
25                           **TRANSCRIPTS:** If transcripts will be requested during or immediately after trial, arrangements  
26 must be made with the court reporter at least one week before trial commences.

1           **CHANGE OF PLEA:** Counsel **SHALL** give prompt notice to the United States Attorney and to  
2 the Court of any intention to change a previously entered not guilty plea.

3           **EXHIBITS:** Upon the conclusion of the trial, the admitted exhibits are filed by the Court. The  
4 exhibits not admitted are returned to counsel.

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6           **IT IS SO ORDERED.**

7           Dated:       4/1/16



9           SUSAN ILLSTON  
10           United States District Judge